

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 30, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 23, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **SPECIAL PRESENTATIONS:**
 - A. Recognition of Adjutant Major General Roger Lempke and the Men and Women of the Nebraska National Guard.

 - B. Presentation of Meritorious Service Award to Larry Hudkins by the Nebraska Cooperative Extension Association - Lorene Bartos and Tom Dorn

- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 4) **CLAIMS:** Approval of all claims processed through Tuesday, November 30, 2004.

- 5) **PUBLIC HEARINGS:**
 - A. Increase of appropriations for the County Debt Service Fund by \$1,360,000. (See New Business Item 6A for correlating resolution.)

 - B. Amending the Lincoln-Lancaster County Air Pollution Program Regulations and standards, which include amending Article 2, Sections 6, 7, 11, 17, 18, 20, 22 and 28. (See New Business Item 6B for correlating resolution.)

- 6) **NEW BUSINESS:**
 - A. A resolution in the matter of supplementing appropriations for the previously adopted budget for the County Debt Service Fund, in the amount of \$1,360,000. (R-04-0143)

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6) **NEW BUSINESS CONTINUED:**

- B. A resolution in the matter of amending Article 2, Section 6, 7, 11, 17, 18, 20, 22 and 28 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards, as provided in Attachment "A". (R-04-0142)
- C. A resolution approving the Lancaster County Road and Bridge Construction Program for Fiscal Years 2005 and 2006 through 2010. (R-04-0144)
- D. A resolution regarding the proposed sale of county property generally located at 3830 Adams Street, Lincoln, Lancaster County, which includes declaring the property surplus, determination of fair market value and the setting of the sale date of the property for January 6, 2005. (R-04-0145)
- E. Supplemental agreement number 1 with the State of Nebraska, Department of Roads for Project BR-5204(2), Pioneers Boulevard. The County previously entered into a program agreement with the State regarding this project on August 10, 1999. The supplemental agreement sets the funding allocation for the project as follows: Federal-Aid Bridge Replacement Funds at 80 percent; State-Aid Bridge Funds at five percent; and County Funds at 15 percent. All other terms and conditions of the original agreement will apply. (C-04-0586)
- F. A service agreement with Stericycle for collection, removal and disposal of biomedical waste generated by Lancaster Manor. The agreement is effective December 1, 2004 for a three year term and includes a 60 day termination provision. The County will pay \$425 per month for the services. (C-04-0587)
- G. A contract for professional services with the Board of Regents, University of Nebraska, University of Nebraska Public Policy Center for the implementation of the Human Services Needs Assessment and Comprehensive Plan. The County will pay up to \$47,500 for the services. Term of the agreement is July 1, 2004 through December 30, 2004. (C-04-0588)
- H. A grant contract with United Methodist Ministries of Lincoln (Equity in Nebraska) for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic violence and dating violence, including assistance to such victims in immigration matters, in the amount of \$38,623. Term of grant contract is September 1, 2004 through August 30, 2005. (C-04-0589)
- I. A contract with Justice Benefits, Inc. for grant writing services and professional assistance to the Lancaster County Corrections Department in making application and claim for eligible funding under the State Criminal Alien Assistance Program (SCAAP). Term of the agreement is December 1, 2004 to November 30, 2008, and includes a 60 day termination provision. The County will pay Justice Benefits, Inc. 15 percent of all revenue paid to the County for SCAAP compensation. (C-04-0590)

6) **NEW BUSINESS CONTINUED:**

- J. Amendment No. 1 to the Lancaster County Flexible Benefit Plan Summary Plan Description. The amendment increases the amount for un-reimbursed medical expenses to \$5,000, effective January 1, 2005.
- K. Amendment No. 2 to Section 16.06 of the Lancaster County Flexible Benefit Plan. The amendment increases the amount for un-reimbursed medical expenses up to \$5,000, effective January 1, 2006.
- L. A recommendation from the Community Mental Health Center and Purchasing Agent to award an order off the State of Nebraska contract schedule to Husker Auto Group in the total amount of \$47,672.00 for two 2004 Chevrolet fifteen passenger full-size vans. (B-04-0054)
- M. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Cheever Construction in the amount of \$13,625.00 for air conditioning remodel services for the CenterPointe Juvenile Rehabilitation Center Project.
- N. An application for a Special Designated License from La Societe des 40 Hommes to hold a Christmas party on Sunday, December 19, 2004 from 3 p.m. to 9 p.m. at Country Pines, located at 6305 West Adams Street.

7) **CONSENT ITEMS:** These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. A request from Rhonda J. Wicht, an employee in the County Sheriff's Office, to voluntarily participate in the Lancaster County Retirement Plan having met the requirements.

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, December 2, 2004 beginning at 8:15 a.m. in Room 113 on the first floor of the County-City Building.

9) **ANNOUNCEMENTS CONTINUED:**

- B. A public hearing regarding Comprehensive Plan Amendment 04020, requested by the Director of Planning on behalf of the Nebraska Department of Roads, to amend the Mobility and Transportation element of the 2025 Lincoln/Lancaster County Comprehensive Plan, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status beginning at the planned South Beltway interchange just south of Saltillo Road and ending at Interstate 80 will be reconvened on Tuesday, December 7, 2004 in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building at 1:30 p.m..
- C. A public hearing will be held on Tuesday, December 7, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Final Plat 03028, The Preserve at Cross Creek, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C., consisting of 15 lots on property generally located at South 68th Street and Roca Road in Lancaster County, Nebraska.
- D. Public hearings will be held on Tuesday, December 14, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:
 - 1. **County Preliminary Plat 04023, Fisherman's Landing**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreage lots on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.
 - 2. **County Special Permit 04049, Fisherman's Landing Community Unit Plan**, requested by Brian D. Carstens and Associates on behalf of Pendel, Inc., for eleven residential acreages on property generally located northwest of the intersection of South 176th Street and Firth Road in Lancaster County, Nebraska.
- E. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

- A. A resolution in the matter of Comprehensive Plan Amendment 04020, requested by the Director of Planning, on behalf of the State of Nebraska, Department of Roads, to upgrade U.S. Highway 77/West Bypass from an expressway to freeway status, as provided in Exhibit "A". (R-04-0113)
- B. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 30, 2004
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 23, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Christian Retirement Homes, Inc. d/b/a Eastmont Towers
Messiah Lutheran Church
Sisters of Mary Queen of Mercy

- 4) **ADJOURNMENT:**

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